Serial No. 10/678,195 Docket No. 02-293137 1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Kenji KAWAGUCHI

Serial No.: 10/678,105

Group Art Unit: 2616

Filing Date: October 6, 2003

Examiner: Faroul, Farah

For:

MOBILE COMMUNICATION SYSTEM, METHOD OF CONTROLLING

OPERATION THEREOF, AND NODE USED FOR THE SYSTEM

Honorable Commissioner for Patents Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir:

Under the provisions of 37 CFR §1.97 through §1.98 and pursuant to applicant's duty of disclosure under 37 CFR §1.56, applicant respectfully brings the following documents cited in the Japanese Office Action dated June 26, 2007 in a counterpart foreign application and listed on the attached form PTO-1449, to the attention of the Examiner in charge of the above-identified application.

This citation does not constitute an admission that the references are relevant or material to the claims. They are only cited as constituting related art of which Applicant is aware.

In compliance with the requirements of 37 CFR §1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. §1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a translation of portions of an official action by the foreign examiner in the Japanese counterpart. The relevance to the pending U.S. patent application is that the reference was cited in a foreign patent application on the same subject matter. However, no independent analysis of the reference, the accuracy of the statement of the foreign examiner or the claims of the foreign application under the laws of that country or the United States relative to the subject matter claimed in the present application has been made, the present understanding of

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the contents thereof by the undersigned being based on the translation of the foreign examiner's comments submitted herewith.

I hereby certify that each item of information contained in this Information Disclosure Statement was the first citation of that item by a foreign patent office in a counterpart foreign application, which occurred not more than three months prior to the filing of this statement.

Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-0481.

Respectfully submitted,

Date: 431 07

Frederick E. Cooperrider, Esq.

Registration No. 36,769

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Customer No. 21254

INFORMATION DISCLOSURE CITATION				Applicant(s)	02-293137 Applicant(s)		10/678,105		
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/	1	Siemens et al, MBMS ar <url: <="" http:="" previous="" td="" www.3gpp=""><td></td><td>TSG-RAN Working Group 2 M G2_RL2/TSGR_32/Docs/Zips/</td><td>Meeting #32, 23- R2-022644.zip&gt;</td><td>27 September 20</td><td>002, R2-02</td><td>2644.</td></url:>		TSG-RAN Working Group 2 M G2_RL2/TSGR_32/Docs/Zips/	Meeting #32, 23- R2-022644.zip>	27 September 20	002, R2-02	2644.	
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INFO	DRMATION DISCLOSURE CITATION (Use several sheets if necessary)	Applicant(s) Kenji Kawavguchi						
**		02-293137	Application Number 10/678,105					

and not considered. Include copy of this form with next communication to applicant.